

MESSAGE NO: 0192202 MESSAGE DATE: 07/10/2000

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: SCO-Scope PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-504

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/06/2000 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: SCOPE RULING ON ADD ORDER ON PETROLEUM WAX CANDLES FROM CHINA (A-570-504)

MESSAGE NO: 0192202

DATE: 07 10 2000

CATEGORY: ADA

TYPE: SCO

REFERENCE:

REFERENCE DATE:

CASES: A - 570 - 504

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PERIOD COVERED: 07 06 2000 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: SCOPE RULING ON ADD ORDER ON PETROLEUM WAX CANDLES FROM CHINA (A-570-504)

1. ON 12/10/1998, IN RESPONSE TO A REQUEST BY COSTCO WHOLESALE, THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING THAT TWO MODELS OF CANDLES IN A DECORATIVE, FROSTED GLASS CONTAINER IMPORTED BY COSTCO WHOLESALE ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING PETROLEUM WAX CANDLES FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-504).

2. BECAUSE THESE TWO WAX-FILLED CONTAINERS CONTAIN 81 PERCENT

BEESWAX AND ONLY 19 PERCENT PETROLEUM WAX, THE DEPARTMENT FOUND THESE PRODUCTS TO BE OUTSIDE THE SCOPE OF THE ORDER.

SPECIFICALLY, THE DEPARTMENT, IN ACCORDANCE WITH THE INTERNATIONAL TRADE COMMISSION'S INJURY DETERMINATION IN THE ORIGINAL INVESTIGATION THAT CERTAIN BLENDED PETROLEUM WAX AND BEESWAX CANDLES ARE NOT LIKE OR SIMILIAR PRODUCTS TO PETROLEUM WAX CANDLES, DETERMINED THAT THEY ARE NOT COVERED BY THE SCOPE OF THE ORDER.

3. EFFECTIVE 07/06/2000, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES, REGARDLESS OF ENTRY DATE, OF THE WAX-FILLED CONTAINERS CONTAINING 81 PERCENT BEESWAX LISTED ABOVE.
4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO THE CONTAINERS LISTED ABOVE.
5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDER PAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.
6. CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES SUBJECT TO THE ANTIDUMPING DUTY ORDER COVERING PETROLEUM WAX CANDLES FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-504). PETROLEUM WAX CANDLES ARE CURRENTLY CLASSIFIABLE UNDER SUBHEADING 3506.00.00.00 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES, ANNOTATED.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT SEAN CAREY AT 202-482-3964, AD/CVD ENFORCEMENT GROUP III, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.
8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party